

AMENDED IN SENATE MAY 18, 2004

AMENDED IN SENATE APRIL 22, 2004

## SENATE BILL

No. 1752

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### Introduced by Senators Battin and Denham

(Coauthors: Senators Aanestad, Ackerman, Johnson, and Oller)

(Coauthors: Assembly Members Bates, Bogh, Cogdill, Daucher, Dutton, Garcia, Harman, Shirley Horton, La Malfa, Maze, Pacheco, and Spitzer)

February 20, 2004

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An act relating to state property.

#### LEGISLATIVE COUNSEL'S DIGEST

SB 1752, as amended, Battin. State property: surplus.

Existing law requires the Department of General Services to perform various functions and duties with respect to state property.

This bill would authorize the Director of General Services to sell, exchange, lease, or transfer ~~a—2 specified parcel—~~*parcels* of state property ~~known as the: the Northern California Youth Reception Center and Clinic in Sacramento, Sacramento County, and unspecified parcels of state property—the Fred C. Nelles Correctional Facility in Whittier.~~ The bill would exempt the sale, exchange, lease, or transfer of the parcels from specified provisions of the California Environmental Quality Act. This bill would require that the net proceeds be deposited in the General Fund and would require the reservation of mineral rights, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. The Director of General Services, with the approval of the State Public Works Board, may sell, exchange, or lease, for current market value or for any lesser consideration authorized by law and upon those terms and conditions and subject to those reservations and exceptions as the Director of General Services determines are in the best interests of the state, all or any part of the following real property:

Parcel 1. Approximately 24.71 acres with improvements thereon, ~~now~~ known as the Northern California Youth Reception Center and Clinic, located at 3001 Ramona Road in Sacramento, Sacramento County, and operated by the Department of the Youth Authority.

~~Parcel 2. \_\_\_\_\_.~~

*Parcel 2. Approximately 75 acres with improvements thereon, known as the Fred C. Nelles Correctional Facility located at 11850 East Whittier Boulevard, Los Angeles County, and operated by the Department of the Youth Authority.*

SEC. 2. (a) Notices of every public auction or bid opening shall be posted on the property to be sold under this act and shall be published in a newspaper of general circulation published in the county in which the real property to be sold is situated.

(b) Any sale, exchange, lease, or transfer of the parcels described in this act is exempt from Chapter 3 (commencing with Section 21100) to Chapter 6 (commencing with Section 21165), inclusive, of Division 13 of the Public Resources Code.

SEC. 3. (a) The Department of General Services shall be reimbursed for any cost or expense incurred in the disposition of any parcels.

(b) The net proceeds of any moneys received from the disposition of any parcels described in this act shall be deposited in the General Fund and be available for appropriation in accordance with Section 15863 of the Government Code.

SEC. 4. As to any property sold pursuant to this act consisting of 15 acres or less, the Director of General Services shall except and reserve to the state all mineral deposits, as defined in Section 6407 of the Public Resources Code, below a depth of 500 feet, without surface rights of entry. As to property sold pursuant to this act consisting of more than 15 acres, the Director of General

1 Services shall except and reserve to the state all mineral deposits,  
2 as defined in Section 6407 of the Public Resources Code, together  
3 with the right to prospect for, mine, and remove the deposits. The  
4 rights to prospect for, mine, and remove the deposits shall be  
5 limited to those areas of the property conveyed that the director,  
6 after consultation with the State Lands Commission, determines  
7 to be reasonably necessary for the removal of the deposits.

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